

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CHARLES MCBROOM, on behalf of  
himself and all others similarly situated,

Plaintiff,

v.

SYNDICATED OFFICE SYSTEMS,  
LLC DBA CENTRAL FINANCIAL  
CONTROL,

Defendant.

CASE NO. C18-0102-JCC

ORDER

This matter comes before the Court on Plaintiff's motion for partial judgment on the pleadings (Dkt. No. 12). Having thoroughly considered the parties' briefing and the relevant record, the Court finds oral argument unnecessary and hereby DENIES the motion for the reasons explained herein.

**I. BACKGROUND**

On April 4, 2017, Plaintiff received medical treatment at FMG West Seattle and incurred a balance of \$218.64. (Dkt. Nos. 1-1, 8.) On October 2, 2017, Defendant sent a letter to Plaintiff, which stated in part that Defendant was a debt collector seeking to collect the balance of an account named in the letter. (Dkt. No. 1-1.)

Plaintiff sues Defendant for violations of the Fair Debt Collection Practices Act, 15

1 U.S.C. § 1692. (Dkt. No. 1.) Defendant's answer raised four affirmative defenses, including that  
2 Defendant may not be civilly liable if, pursuant to 15 U.S.C. § 1692k, it demonstrates that any  
3 violation was not intentional and resulted from a bona fide error. (Dkt. No. 8 at 7-8.)

4 **II. DISCUSSION**

5 "[I]f the defendant raises an affirmative defense in his answer it will usually bar  
6 judgment on the pleadings." *Gen. Conf. Corp. of Seventh-Day Adventists v. Seventh-Day*  
7 *Adventist Congregational Church*, 887 F.2d 228, 230 (9th Cir. 1989). Because Defendant's  
8 answer raises affirmative defenses, Plaintiff's motion for partial judgment on the pleadings is  
9 barred.

10 **III. CONCLUSION**

11 For the foregoing reasons, Plaintiff's motion for partial judgment on the pleadings (Dkt.  
12 No. 12) is DENIED.

13 DATED this 31st day of August 2018.

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

A handwritten signature in black ink, reading "John C. Coughenour", is written over a horizontal line.

John C. Coughenour  
UNITED STATES DISTRICT JUDGE